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PATENT
Attorney Docket 056100-5005-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Pierre Broun et al.**) Confirmation No. **7462**
Application No. **10/820,202**) Group Art Unit: **1638**
Filed: **April 8, 2004**) Examiner: **Elizabeth F. McElwain, Ph.D.**
For: **Production of Hydroxylated Fatty Acids**) Date: January 12, 2007
in Genetically Modified Plants)

U.S. Patent and Trademark Office
Customer Service Window, **Mail Stop Amendment**
Randolph Building
401 Dulany Street
Alexandria, VA 22314

TRANSMITTAL FORM


- Transmitted herewith is a Response to Restriction Requirement in response to the Restriction Requirement dated October 12, 2006.
- Additional Papers Submitted:
(i) Information Disclosure Statement
(ii) Form PTO-1449 (3 pages)
- Extension of Time: The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply. Applicants petition for a two-month extension of time from November 12, 2006 to January 12, 2007, the fee for which is **\$450.00** as set out in 37 C.F.R. 1.17(a). If Applicants have inadvertently overlooked the need for an additional extension of time, please consider this a petition therefore. The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.
- Fee Calculation (37 C.F.R. 1.16):

CLAIMS AS AMENDED						
	Remaining		Previously Paid	Extra	Rate	Total Fees
Total Claims	12	minus	34	0	\$50.00 each=	200.00
Independent Claims	4	minus	3	1	\$200.00 each=	200.00
First presentation of Multiple dependent claim					\$360.00	0.00
Sub-total =						200.00
Reduction by 1/2 for filing by a small entity						0.00
Total Fee =						\$200.00

5. Fee Payment: The Commissioner is hereby authorized to charge **\$650.00** to Deposit Account No. 50-0310 for payment of the additional independent claim fee (\$200.00) and the two-month extension of time fee.
6. Constructive Petition: **Except** for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. 1.136(a)(3).

Dated: **January 12, 2007**
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202-739-3000

Respectfully submitted,
Morgan, Lewis & Bockius LLP


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